

1729

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TO: Charles S. Bushey FAX #: (703) 872-9310

COMPANY: U.S. Patent & Trademark Office - Group Art Unit #1724

FROM: Michael J. Bujold TOTAL NO. OF PAGES SENT: 12

DATE: August 7, 2003

REMARKS AND ENCLOSURES:

In re Appln. of: Lloyd OLSON and Nicolaos PAPADOPOULOS

Serial No.: 09/902,090

Filed: July 10, 2001

For: COOLING TOWER SUPPORT GRID

Group Art Unit: 1724

Examiner: Charles S. Bushey

Docket: THOLAM P152US

OFFICIAL

RECEIVED: Response to Notice of Non-Compliant Amendment-1 pg.;

Response-9 pgs.;

COPY of Notice of Non-Compliant Amendment-1 pg.

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

COPY

Paper No. 12

Notice of Non-Compliant Amendment (Voluntary Revised Practice)

The amendment filed 2-10-03 under the voluntary revised amendment practice guidelines¹, published in the Official Gazette on February 25, 2003 (*Amendments in a Revised Format Now Permitted*, 1267 Off. Gazette 16-6), does not fully comply with minimal requirements of the voluntary practice. In order for the amendment to be entered, it must either (1) comply with the guidelines of the voluntary revised amendment practice (which practice invokes waivers of certain 37 CFR 1.121(a)-(d) requirements) or (2) comply with current 37 CFR 1.121 requirements.

THE FOLLOWING ITEM(S) IN APPLICANT'S AMENDMENT CAUSES THE AMENDMENT TO BE NON-COMPLIANT WITH THE VOLUNTARY REVISED AMENDMENT PRACTICE.

- ☒ 1. A complete listing of all of the claims is not present in the amendment paper.
- ☒ 2. The listing of claims does not include the text of all claims currently under examination.
- ☐ 3. The claims of this amendment paper have not been presented in ascending numerical order.
- ☐ 4. Each claim has not been provided with a status identifier, and, as such, the individual status of each claim cannot be determined.
- ☒ 5. Other: Claims 25-29 are not listed

LIE: Check one of the following boxes:

- ☐ **PRELIMINARY AMENDMENT:** Applicant is given ONE MONTH from the mail date of this letter to re-submit the amendment in compliance with either the guidelines of the revised amendment practice or current 37 CFR 1.121. Failure to comply with either the current 37 CFR 1.121 practice or with the voluntary practice will result in non-entry of the amendment and examination on the merits will commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be a *bona fide* response, applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit an amendment which complies with either the voluntary practice guidelines or current 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.131(a).

Mrs. Catlett
Team Leader

Mrs. Catlett
7-29-03
703-308-1100

¹ For further explanation of the guidelines of the revised amendment format, please see the posted notice and sample amendment format at:
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf> and
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/formatrevamdtpac.pdf>

March 26, 2003

08/07/03

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Lloyd OLSON and Nicolaos PAPADOPOULOS
Serial no. : 09/902,090
Filed : July 10, 2001
For : COOLING TOWER SUPPORT GRID
Group Art Unit : 1724
Examiner : Charles S. Bushey
Docket : THOLAM P152US

The Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT


Dear Sir:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated July 29, 2003, the Applicant appropriately revised the previous filed response to overcome the noted deficiencies, i.e., to completely list all of the claims (namely 1-29), and is resubmitting the same per the attached.

If anything further is required in order to respond to the outstanding Notice, please contact the undersigned by telephone to expedite handling of the same.

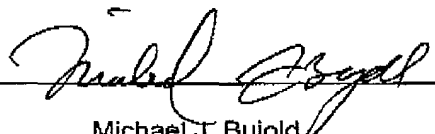
In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,


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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on: August 7, 2003



Michael J. Bujold
Type name of person signing certificate